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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

RICKY LEE KELLY,
Plaintiff,

vs.

JASON RYAN RALPHS, an Individual; THE
CHURCH OF JESUS CHRIST OF LATTER-
DAY SAINTS, a Utah Corporation Sole;
DOES I through X; and ROE BUSINESS
ENTITIES I through X, inclusive,
Defendants

CASE NO.: 2:25-cv-00585-MMD-MDC

**JOINT DISCOVERY PLAN AND
SCHEDULING ORDER**

Pursuant to Rule 26 (f), of the Federal Rules of Civil Procedure (“FRCP”) and Local Rule 26-1(a), Plaintiff, Defendants (collectively referred to as “Parties”), each acting through their respective undersigned counsel, hereby respectfully submit the instant Stipulated Discovery Plan and Scheduling Order.

SUBMITTED IN COMPLIANCE WITH LR 26-1(b)

Information Required Under Fed. R. Civ. P. 26(f)

1. **Changes in timing, form or requirement for disclosures.**

a. Initial disclosures will be provided by the Parties in accordance with FRCP 26(a)(1) on or before May 5, 2025.

2. **Subject of Discovery.** The Parties anticipate Discovery may take place regarding:

1 a. The facts and circumstances that will enable the Court to determine the
2 validity of the allegations found in Plaintiff's Complaint, if any;

3 b. The facts and circumstances that will enable the Court to determine the
4 validity of defenses asserted by the Defendants;

5 c. Deposition testimony from all Parties and any witnesses identified by any
6 Party.

7
8 Any party may propound Discovery as allowed by the Federal Rules of Civil Procedure,
9 the Local Rules of the Court and this Order. The Parties reserve any general Discovery matter as
10 needed.

11 3. Completion of Discovery. The Parties anticipate that Discovery focused on the
12 above issues can be completed within six months (180 days) from the date in which the first meeting
13 conferred, which would generate a **Discovery Cut-Off Date of October 15, 2025.**

14 4. Orders under Fed. R. Civ. P. 26 (c). The Parties are not aware of any other matter
15 or order which should be entered under these Rules.
16

17 Information Required Under LR 26-1(b)
18

19 5. Discovery Cut-Off Date. Discovery shall be completed by **October 15, 2025.**

20 6. Amending the Pleadings and Adding Parties. Motions to amend pleadings, or to add
21 parties, shall be filed not later than ninety (90) days prior to the close of Discovery, or **July 17,**
22 **2025.**

23 7. Fed. R. Civ. P. 26(a)(2) Disclosures (Experts). The Parties will disclose experts, if
24 any, not later than sixty (60) days prior to the close of Discovery, or **August 15, 2025.** Rebuttal
25 experts shall be disclosed within thirty (30) days after the initial disclosure of experts and no later
26 than **September 15, 2025.**
27
28

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1 8. LR 26-3 Interim Status Report. Not later than sixty (60) days prior to the close of
2 Discovery, or **August 15, 2025**, the Parties shall submit an Interim Status Report stating the
3 estimated time for trial, three (3) alternative available trial dates, and the opinions of their counsel
4 regarding the potential for substantive motions to eliminate the need for a trial or affect trial length.
5 The Parties must also certify that they considered consent to trial by a magistrate judge under 28
6 U.S.C. § 636(c) and Fed. R. Civ. P. 73, use of the Short Trial Program (General Order 213-01), and
7 the use of alternative dispute-resolution processes including mediation, arbitration, and early
8 neutral evaluation.

9 9. Dispositive Motions. The Parties will file Dispositive Motions, if any, not later than
10 thirty (30) days after the Discovery Cut-Off Date, or **November 14, 2025**.

11 10. Pretrial Order. The Parties shall file the joint Pretrial Order no later than thirty (30)
12 days after the date set for filing Dispositive Motions, or **December 15, 2025**. If the Parties file
13 Dispositive Motions, then the duty to submit a Pretrial Order shall be suspended until thirty (30)
14 days after the final decision on the Dispositive Motions or further Order of the Court.

15 11. Fed. R. Civ. P. 26(a)(3) Disclosures. All disclosures required by Fed. R. Civ. P.
16 26(a)(3) and any objections thereto shall be included in the Pretrial Order.

17 12. Extension of Discovery Deadlines. Requests to extend the discovery deadlines set
18 forth in this Stipulated Discovery Plan and Scheduling Order must be filed with the Court in
19 accordance with Local Rule 26-4.

20 13. Alternative Dispute Resolution. The Parties certify that they met and conferred
21 about the possibility of using alternative dispute-resolution processes including mediation,
22 arbitration, and if applicable, early neutral evaluation.

14. Alternative Forms of Case Disposition. The Parties certify that they considered consent to trial by a magistrate judge under 28 U.S.C. § 636(c) and Fed. R. Civ. P. 73 and use of the Short Trial Program (General Order 2013-01).

Dated this 16th day of May, 2025.

APPROVED AS TO FORM AND CONTENT

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KIRTON McCONKIE, P.C.

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IT IS SO ORDERED: Denied without prejudice. The parties' amended stipulation does not cure the deficiencies noted in the Court's 05/09/25 Order (ECF No. 12). The parties still request a period longer than 180 days from the date the first defendant appeared, Mach 31, 2025. Under LR 26-1, 180 days is measured from the date the first defendant appears, not the date of the parties' Rule 26(f) conference. The parties fail to show good cause for longer period. LR 26-3 has been amended and no longer requires an interim status report. The parties are kindly directed to please review the Court's prior order, the Local Rules, and submit a compliant stipulated discovery plan and scheduling order by May 27, 2025.

UNITED STATES MAGISTRATE JUDGE

DATED: 5-19-25